

**REMARKS**

Claims 1-27 were originally presented for consideration.

Claims 19, 20 and 25 were previously cancelled.

Claims 1-18, 21-24, 26 and 27 are currently pending in the application.

Claims 1-4, 8-10, 13-15, 22, 24, 26 and 27 have been rejected.

Claims 5-7, 11, 12, 16-18, 21 and 23 have been allowed.

Claims 1-18, 21-24, 26 and 27 remain in the application.

The Applicants respectfully request reconsideration of the claims in view of the following arguments.

In Sections 2 and 3 of the April 1, 2003 Office Action, the Examiner rejected Claims 1-2, 4, 8-10, 13, 22, 24 and 27 under 35 U.S.C. §102(e) as being anticipated by United States Patent No. 6,473,128 to *Berger* (hereafter, simply "*Berger*"). In Sections 4 and 5 of the April 1, 2003 Office Action, the Examiner rejected Claims 3, 14-15 and 26 under 35 U.S.C. §103 as being unpatentable over the *Berger* reference in view of United States Patent No. 5,832,181 to *Wang* (hereafter, simply "*Wang*"). The Applicants respectfully disagree with the rejections of Claims 1-18, 21-24, 26 and 27 and respectfully assert that the Examiner has misunderstood and/or misdescribed the subject matter disclosed in the *Berger* reference.

The Applicants direct the Examiner's attention to Claim 1, which contains the following unique and novel limitations:

1. A device for receiving a video and/or audio signal comprising a plurality of different programs, comprising:
  - an input that receives the video and/or audio signal;
  - a user interface that receives a user input identifying an event to be detected;
  - a detector that analyzes the video and/or audio signal of at least one program to detect the identified event in the program; and
  - a selector for automatically, upon detection of the identified event, providing to a display the program containing the event (emphasis added).

The Applicants respectfully assert that the above-emphasized limitations are not disclosed, suggested or even hinted at in either the *Berger* reference or the *Wang* reference, or in the combination of the *Berger* reference and the *Wang* reference.

In rejecting Claim 1, the Examiner asserted that the limitation regarding “a detector that analyzes the video and/or audio signal of at least one program to detect the identified event in the program” is disclosed in the *Berger* reference at column 8, line 34, to column 9, line 18. In particular, the Examiner asserted that the limitation regarding the “identified event in the program” is met by the information signal I and the program information FPI disclosed in the *Berger* reference.

The Applicants respectfully assert that the Examiner’s description of the text at column 8, line 34, to column 9, line 18, of the *Berger* reference is inaccurate, particularly with respect to the information signal I and the program information FPI disclosed in the *Berger* reference. The information signal I and the program information FPI disclosed in the *Berger* reference do not constitute an identified event that is in the program. Additionally, the information signal I and the program information FPI are not identified by receiving user input, as recited in Claim 1.

The Applicants respectfully direct the Examiner's attention to page 2 of the present application, which describes U.S. Patent No. 5,585,865 (and similar systems) that add "additional data" to the audio and video signals of one or more programs. This "additional data" may include information, such as "program type" (e.g., news, sports, movie), that describes a program, but is not part of the program. This information is transmitted by broadcasters and is not received as part of user input.

The Applicants respectfully assert that the information signal I and the program information FPI disclosed in the *Berger* reference are part of the "additional data" that may be transmitted along with the program data. The text of the *Berger* reference at column 6, lines 21-52 gives a full and accurate description of the information signal I and the program information FPI:

In some of the television signals F transmitted by the broadcasting station 6, information signals I are transmitted in blanking intervals of the television signals F in which no picture or sound information is transmitted. An information signal I conveys digital data containing VPS information (Video Program System) and teletext information TI. Each television program received as a television signal F is identified by given VPS information. Moreover, the VPS information of an information signal I also includes television signal identification information FKI which identifies the television signal F. Teletext information TI can be received as data block information in data blocks, which are known as teletext pages, in successive receiving cycles having the same content which recur substantially every 30 to 60 seconds. Teletext information TI of a television signal F may contain a multitude of information, such as, for example, news information, weather information, and, inter alia, also television program information FPI of television programs from one or more television stations. The television program information FPI can be information which includes television signal identification information FKI, such as the date, the starting time and ending time, title information representing the title as well as the VPS information of a given television program. As a rule, teletext information TI includes television program information FPI of television

programs which can be received, for example, within the next week, as a television signal F via a television channel E, this television signal being identified by television signal identification information FKI included in the teletext information TI. A transmission signal U received by the receiving antenna 7 can be applied to an input terminal 8 of the video recorder 1. (emphasis added)

As the Examiner can clearly see, the information signal I, the program information FPI, and other information signals disclosed in the *Berger* reference do not refer to identified events (i.e., video frame data or audio data) that are in the television program itself.

In sum, the unique and novel limitations recited in independent Claim 1 are not disclosed, suggested or even hinted at in either the *Berger* reference or the *Wang* reference, or in the combination of the *Berger* reference and the *Wang* reference. This being the case, Claim 1 presents patentable subject matter over the cited prior art. Additionally, the remaining independent Claims 3, 5, 7, 8, 11, 13, 14, 16, 21-24, 26 and 27 contain limitations that are analogous to the unique and novel limitations recited in Claim 1. Thus, Claims 3, 5, 7, 8, 11, 13, 14, 16, 21-24, 26 and 27 are patentable over the cited prior art. Finally, dependent Claims 2, 4, 6, 9, 10, 12, 15, 17 and 18 contain all of the unique and novel limitation recited in their respective base claims. This being the case, dependent Claims 2, 4, 6, 9, 10, 12, 15, 17 and 18 are patentable over the *Berger* reference and the *Wang* reference, either individually or in combination.

SUMMARY

No fees are believed to be necessary. However, in the event that any fees are required for the prosecution of this application, please charge any necessary fees to Deposit Account No. 50-0208. No extension of time is believed to be necessary. If, however, an extension of time is needed, the extension is hereby requested. Please charge the fee for such an extension to Deposit Account No. 50-0208.


If any issues arise, or if the Examiner has any suggestions for expediting allowance of this Application, the Applicant respectfully invites the Examiner to contact the undersigned at the telephone number indicated below or at *[jmockler@davismunck.com](mailto:jmockler@davismunck.com)*.

The Commissioner is hereby authorized to charge any additional fees connected with this communication or credit any overpayment to Deposit Account No. 50-0208.

Respectfully submitted,

DAVIS MUNCK, P.C.

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\_\_\_\_\_  
John T. Mockler  
Registration No. 39,775

P.O. Drawer 800889  
Dallas, Texas 75380  
(972) 628-3600 (main number)  
(972) 628-3616 (fax)  
E-mail: *[jmockler@davismunck.com](mailto:jmockler@davismunck.com)*